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JUN 02 2006 Doc Code: AP.PRE.REQ

PTO/SB/33 (07-05)
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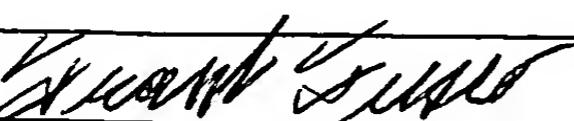
PRE-APPEAL BRIEF REQUEST FOR REVIEW

Docket Number (Optional)

INCITE

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)]

on _____

Signature Typed or printed name **FRANK FUSCO**

Application Number

10/647,871

Filed

8/26/03

First Named Inventor

FRANK FUSCO

Art Unit

3612

Examiner

JOSEPH D PAPER

Applicant requests review of the final rejection in the above-identified application. No amendments are being filed with this request.

This request is being filed with a notice of appeal.

The review is requested for the reason(s) stated on the attached sheet(s).

Note: No more than five (5) pages may be provided.

I am the



applicant/inventor.



assignee of record of the entire interest.

See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96)

attorney or agent of record.

Registration number _____



attorney or agent acting under 37 CFR 1.34.

Registration number if acting under 37 CFR 1.34 _____



Signature

FRANK FUSCO

Typed or printed name



Telephone number

5/26/06

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required.
Submit multiple forms if more than one signature is required, see below*.

*Total of **3** forms are submitted.

This collection of information is required by 35 U.S.C. 132. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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JUN 02 2006



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| APPLICATION NO. | FILED DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|--|------------|----------------------|---------------------|------------------|
| 10/647,871 | 08/26/2003 | Frank Fusco | | 3174 |
| 7590 | 04/28/2006 | | EXAMINER | |
| FRANK FUSCO P.O. BOX 193 SCHAEFFERTOWN, PA 17088 | | | PAPE, JOSEPH | |
| | | | ART UNIT | PAPER NUMBER |
| | | | 3612 | |

DATE MAILED: 04/28/2006

Continuation Sheet (PTO-303)

Application No. 10/647,871

Continuation of 3. NOTE: The new claims raise the issue of further consideration and/or search.

Please find below and/or attached an Office communication concerning this application or proceeding.
-U.S. P.T. OFFICE 5/26/06

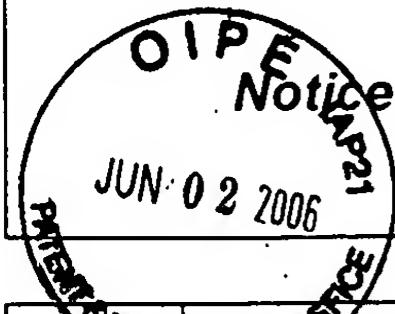
I'm sending this brief request for review hoping to get this application placed in condition for allowance. (1) your letter sent 4/28/06 you did not give me the time to get this reply back to you in time. (2) I'm saying there are (No) new claims the claim is the same as it was at the beginning of this application and that is and was (A STEP ATTACHMENT 3 AND SUPPORT BRACE 2 TO STABILIZ & STRNGTHEN THE FOLD OUT STEPS OF A RECREATIONAL VEHICLE). (3) There for I'm sending info showing the search on this claim was done by the examiner at the U.S.P.T. OFFICE. (4) I'd like it to show my reply of 4/6/06 that was sent by me the applicant frank fusco to be entered at the U.S.P.T. OFFICE. (5) MY reply of 4/6/06 all the pages that I did mark (CANCEL) and was replaced -reworded and rewritten with a clean version this was to make them pages better understood.

I know this patent application is (NOT) being per cented as a patent attorney can but I'm on s.s. and my total income for the year is about \$10,000 dollar and at that income I just (CAN NOT) afford a patent attorney so I must do the best I can in trying to get this patent for the step attachment.
THANK YOU

FRANK FUSCO P.O. BOX 193 SCHAEFFERTOWN PA 17088

CERTIFIED MAIL #7006-0100-0005-6268-6548

7006 0100 0003 6268 6548



Notice of References Cited

Application/Control No.
10/647,871
Applicant(s)/Patent Under
Reexamination
FUSCO, FRANK

Examiner :
Joseph D. Pape

Art Unit
3612

Page 1 of 1

U.S. PATENT DOCUMENTS

| * | Document Number Country Code-Number-Kind Code | Date MM-YYYY | Name | Classification |
|---|--|-----------------|----------------------|----------------|
| A | US-4,664,227 | 05-1987 | Hansen, Orville S. | 182/82 |
| B | US-5,876,051 A | 03-1999 | Sage, Sr., Gary A. | 280/166 |
| C | US-6,425,572 B1 | 07-2002 | Lehr, Marshall H. | 256/1 |
| D | US-2,861,731 | 11-1958 | ROBINSON KENNETH J | 182/106 |
| E | US-3,043,396 | 07-1962 | NORRIS HAROLD W | 182/106 |
| F | US-3,207,260 | 09-1965 | Castagna | 182/106 |
| G | US-4,034,829 | 07-1977 | Hoffman, Paul J. | 182/106 |
| H | US-3,876,230 | 04-1975 | Phillips, Charlie E. | 280/166 |
| I | US-3,463,509 | 08-1969 | SCHIFFNER LELAND | 280/166 |
| J | US- | | | |
| K | US- | | | |
| L | US- | | | |
| M | US- | | | |

FOREIGN PATENT DOCUMENTS

| * | Document Number Country Code-Number-Kind Code | Date MM-YYYY | Country | Name | Classification |
|---|---|-----------------|---------|------|----------------|
| N | IF I HAVE TO FILE FOR APPEAL TO THE BOARD OF PATENT | | | | |
| O | | | | | |
| P | APPEALS PROCES | | | | |
| Q | | | | | |
| R | APPLICATIONS TO FILE AND THE FEE SCHEDULE | | | | |
| S | | | | | |
| T | THANK YOU | | | | |

NON-PATENT DOCUMENTS

| * | Include as applicable: Author, Title Date, Publisher, Edition or Volume, Pertinent Pages) |
|---|---|
| U | % U.S. P.T. OFFICE |
| V | CERTIFIED MAIL# 7006-0100-0003-6268-654B |
| W | MAILED 5/26/06 <i>Kelvin Jones</i> |
| X | |

*A copy of this reference is not being furnished with this Office action. (See MPEP § 707.05(a).)
Dates in MM-YYYY format are publication dates. Classifications may be US or foreign.